

TRANSMITTAL FOR U.S. PATENT APPLICATION  
UNDER 37 CFR §1.53(b)

**Box Patent Application**  
 ASSISTANT COMMISSIONER  
 OF PATENTS  
 U.S. Patent and Trademark Office  
 P.O. Box 2327  
 Arlington, VA 22202

Attorney's Docket: 062891.0661

Sir:

Transmitted herewith for filing is the original patent application of:

Inventors: Jerzy W. Miernik

For: **SYSTEM AND METHOD FOR SELECTING A WIRELESS  
SERVING NODE**

Pursuant to 37 C.F.R. § 1.213(a), Applicants respectfully request that the above-identified patent application not be published under 35 U.S.C. § 122(b). Applicants hereby certify that the invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Enclosed are:

- (1) 57 pages of Specification, 61 Claims and Abstract;
- (2) 3 pages of Executed Declaration and Power of Attorney;
- (3) 6 pages of Formal Drawings;
- (4) 2 pages of an Assignment of the invention to Cisco Technology, Inc.;
- (5) 1 page of separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included with an Assignment recordal fee of \$40.00 pursuant to 37 C.F.R. § 1.21(h);
- (6) 1 page Certificate of Mailing by Express Mail;
- (7) Nonpublication Request Under 35 U.S.C. § 122(b)(2)(B)(i);
- (8) This Transmittal Form with attached patent application filing fee in the amount of \$1,898.00; and
- (9) Acknowledgment Postcard.

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee \$ 740.00
Total Claims	61	20	41	X \$18 =	738.00
Independent Claims	8	3	5	X \$84 =	420.00
TOTAL FILING FEE =					\$1,898.00

Enclosed is a check in the amount of \$1,898.00 for filing fee. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

BAKER BOTTS L.L.P.  
Attorneys for Applicants

William R. Borchers  
William R. Borchers  
Registration No 44,549

Date: December 11, 2001

CORRESPONDENCE ADDRESS:  
Customer Number or Bar Code Label:



<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>		First Named Inventor	Jerzy W. Miernik
		Title	System and Method for Selecting a Wireless Serving Node
		Atty Docket Number	062891.0661

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

BAKER BOTTS L.L.P.  
Attorneys for Applicant

12/10/2001  
Date

William R. Borchers  
Signature

William R. Borchers  
Typed or printed name  
Reg No. 44,549

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

ATTORNEY'S DOCKET NO.  
062891.0661

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jerzy W. Miernik  
Date Filed: December 11, 2001  
Title: SYSTEM AND METHOD FOR SELECTING A  
WIRELESS SERVING NODE

**BOX PATENT APPLICATION**  
Honorable Assistant Commissioner  
For Patents  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

I hereby certify that the attached Patent Application (57 pages, including Specification, 61 Claims, and Abstract), signed Declaration and Power of Attorney (3 pages), 6 sheets of formal Drawings, Fee Transmittal (2 pages) in duplicate, a check in the amount of \$1,898.00 to cover the application filing fee, Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i) (1 page), Assignment (2 pages), Assignment Cover Sheet (1 page), a check in the amount of \$40.00 to cover the cost of recording the assignment, this Certificate of Mailing, and an acknowledgment postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 11<sup>th</sup> day of December, 2001 and is addressed to the Assistant Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202

*Willie Jiles*  
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Wille Jiles

**Express Mail Receipt**  
No. EL 501045015 US  
Attorney's Docket: 062891.0661